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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/789,446	03/01/2004	Jacques Dumas	BAYER-43

23599
MILLEN, WHITE, ZELANO & BRANIGAN, P.C.
2200 CLARENDON BLVD.
SUITE 1400
ARLINGTON, VA 22201



CONFIRMATION NO. 4849

FORMALITIES LETTER



OC000000012730214

Date Mailed: 05/20/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/21/2004 AOSMAN1 00000029 10789446

FILED UNDER 37 CFR 1.53(b)

01 FC:1001 770.00 OP
02 FC:1201 258.00 OP
03 FC:1202 90.00 OP
04 FC:1051 130.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$348 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1248 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$348**
 - **\$258** for **3** independent claims over **3**.
 - **\$90** for **5** total claims over **20**.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

T. Kefseks
Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 1 - ATTORNEY/APPLICANT COPY



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jacques DUMAS, et al.

Group Art Unit 1614

Serial No.: 10/789,446

Examiner: unknown

Filed: March 1, 2004

For: SUBSTITUTED PYRIDINE DERIVATIVES USEFUL IN THE TREATMENT OF
CANCER AND OTHER DISORDERS

RESPONSE TO NOTICE TO FILE MISSING PARTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

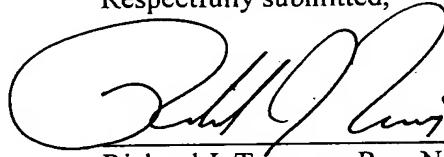
In response to the Notice to File Missing Parts dated May 20, 2004:

- Attached is a Declaration and Power of Attorney in compliance with 37 CFR § 1.53 along with the late filing surcharge of \$130.00
- Applicant(s) include the filing fee of \$770.00.
- Applicant(s) include the extra claims fee of \$ 90 for 5 claims in excess of 20 at \$18 per additional claim, and the extra independent claims fee of \$258 for 3 independent claims in excess of 3 at \$86 per additional claim.
- Applicant(s) include an executed assignment and Recordation Form Cover Sheet with the recordation fee of \$40.00 (Check No. 32014).
- Attached is a copy of the Notice to File Missing Parts.
- Applicant(s) request that the time for taking action in this case be extended pursuant to 37 CFR 1.136(a) for a period of one/two/three/four/five month(s) along with the fee of \$110.00/\$410.00/\$930.00/\$1450.00/\$1970.00.
- Applicant(s) are entitled to small entity status.
- Attached is a verified English translation of the language text filed on along with the fee of \$130.00.
- Applicant(s) provide the title of the invention/inventor(s) name(s) and address(es) on the attached provisional application cover sheet along with the \$50/\$25 surcharge.

- Attached is the Sequence Disclosure as required.
- Attached is the Substitute Specification as required.
- Attached are the substitute drawings as required.
- Attached is an English translation of the application.
- Attached is a certified copy of French Application No. filed on
Acknowledgment of receipt of this document is hereby requested.

Attached is a check in the amount of \$ 1,248.00. However, the Commissioner is hereby authorized to charge fees under 37 CFR § 1.16 and § 1.17 which may be required to facilitate this filing, or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,



Richard J. Traverso, Reg. No. 30,595
Attorney/Agent for Applicants

MILLEN, WHITE, ZELANO
& BRANIGAN, P.C.
Arlington Courthouse Plaza 1
2200 Clarendon Blvd. Suite 1400
Arlington, Virginia 22201
Telephone: (703)243-6333
Facsimile: (703) 243-6410

Attorney Docket No.: BAYER-0043

Date: July 20, 2004

RJT:ssr